

MINUTES
REGULAR MEETING

Of the City Council of the Town of Colma
City Hall, 1198 El Camino Real
Colma, CA 94014

**Wednesday, October 13, 2004
7:30 p.m.**

PLEDGE OF ALLEGIANCE - CALL TO ORDER

ROLL CALL – Mayor Ronald J. Maldonado called the Regular Meeting of the City Council for the Town of Colma to order at 7:35 p.m.

Council Present – Mayor Ronald J. Maldonado, and Councilmembers Helen Fisicaro, Joseph Silva and Frossanna Vallerga.

Council absent: Mayor Pro Tem Philip Lum

Staff Present: – Acting City Manager Diane McGrath, Chief of Police Robert Lotti, Recreation Manager Brian Dossey, City Attorney Roger Peters, City Engineer Rick Mao, City Planner Malcolm Carpenter, Deputy City Planner Andrea Ouse, and Recording Clerk Anita L. Thorsnes.

Also Present – City Treasurer Rae Gonzalez.

PUBLIC COMMENTS

Jose Javier, 567 D Street, asked for an appointment with the chief of police and city attorney to discuss recent police activity at his residence.

Ron Maldonado, 442 C Street, rebutted a recent article in the San Mateo Times regarding Candidate's Night being canceled.

Joseph Silva, 456 D Street, rebutted a recent article in the San Mateo Times, as erroneous and designed to undermine his campaign for council.

Pat Hatfield, 475 D Street, informed Council that she is one of the resident's who has attended most Candidate's Night in the past, and would have appreciated a Candidate's Night at Town Hall.

PROCLAMATION

1. Proclamation to the United States Department of Defense In Support of US Efforts Against Acts of Terrorism

City Attorney Peters recommended that Item 6 be pulled from the Consent Calendar and heard under Old Business as Item 17A.

CONSENT CALENDAR

2. Accept Minutes of September 8, 2004 Special and Regular City Council Meetings
3. Accept Minutes of September 15, 2004 Special City Council Study Session
4. Approve Warrants List for September 1-30, 2004

5. Motion to Approve Purchase of Police Vehicle per FY 2004-05 Budget
6. Motion in Support of Proposition 1A (pulled) Moved to Item 17A.
7. Motion Adopting Resolution 2004-72 AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH THE CITY OF SAN BRUNO TO EXCHANGE GAS TAX FUNDS FOR SURFACE TRANSPORTATION PROGRAM FUNDS
8. Motion Authorizing the Acting City Manager to Respond to the 2004 San Mateo Civil Grand Jury Report
9. Motion Adopting Resolution 2004-73 AWARDING CONTRACT TO TELECOMMUNICATIONS ENGINEERING ASSOCIATES (TEA) FOR EQUIPMENT AND SERVICES FOR NEW POLICE STATION
10. Motion Adopting Resolution 2004-74 AUTHORIZING APPROPRIATING MONIES FROM THE SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND (SLESF)
11. Motion Adopting Resolution 2004-75 AMENDING GUIDELINES FOR RECREATION AND LEISURE SERVICES PROGRAMS, EVENTS AND ACTIVITIES (1)
12. Motion to Approve form of Resolution 2004-68: RESOLUTION GRANTING USE PERMIT, VARIANCE AND DESIGN REVIEW TO ALLOW A CREMATORY USE AT 1905 HILLSIDE BOULEVARD (PET'S REST CEMETERY) (APN 011-014-110)
13. Motion Adopting Resolution 2004-76 AMENDING THE FY 2004/05 FIVE YEAR CAPITAL IMPROVEMENT PLAN AND AUTHORIZING RE-ALLOCATION OF \$250,000 IN FUNDS FOR CIP #923 FROM FISCAL YEAR 2005-06 TO FISCAL YEAR 2004/05 FOR UTILITY UNDER-GROUNDING, EL CAMINO REAL AT F STREET

Action: On motion of Frossanna Vallerga to approve, seconded by Joseph Silva and carried, the COUNCIL APPROVED THE CONSENT CALENDAR by the following vote:

| Name | Voting | | Present, Not Voting | | Absent |
|---------------------|--------|----|---------------------|-------------------|--------|
| | Aye | No | Abstain | Not Participating | |
| Ronald J. Maldonado | ✓ | | | | |
| Philip J. Lum, Jr. | | | | | ✓ |
| Helen Fisicaro | ✓ | | | | |
| Joseph Silva | ✓ | | | | |
| Frossanna Vallerga | ✓ | | | | |
| Voting Tally | 4 | 0 | | | |

PUBLIC HEARING

14. Approving Conditional Use Permit to Use Property at 1345 Isabelle Circle for a Home Office (APN 010-460-190)

Report: Deputy City Planner Andrea Ouse gave the report and recommended that the Council make the findings set forth therein and grant a Conditional Use Permit, as

amended, to operate a home office for a general contractor's business, subject to standard conditions and projects specific conditions.

Open to Public comments.

No comment.

Closed to public.

Action: Motion to approve, as amended, by Frossanna Vallergera, seconded by Joseph Silva, and carried, the Council approved Resolution 2004-77 RESOLUTION APPROVING CONDITIONAL USE PERMIT TO USE PROPERTY AT 1345 ISABELLE CIRCLE FOR A HOME OFFICE by the following vote:

| Name | Voting | | Present, Not Voting | | Absent |
|----------------------|--------|----|---------------------|-------------------|--------|
| | Aye | No | Abstain | Not Participating | |
| Ronald J. Maldonado | ✓ | | | | |
| Philip J. Lum, Jr. | | | | | ✓ |
| Helen Fiscaro | ✓ | | | | |
| Joseph Silva | ✓ | | | | |
| Frossanna Vallergera | ✓ | | | | |
| Voting Tally | 4 | 0 | | | |

15. Regulating the Keeping of Poultry in a Residential Area by Adding Chapter 8 Subchapter 5 to Colma Municipal Code

Report: City Attorney Roger Peters gave the report and recommended that the Council adopt Urgency and Regular Ordinances regulating poultry and fowl.

Open

Jose Javier, 567 D Street, suggested peacocks be included in the ordinances.

Closed.

Action: On motion to approve by Joseph Silva, seconded by Helen Fisicaro, and carried, the Council Adopted Urgency Ordinance 621 URGENCY ORDINANCE REGULATING THE KEEPING OF POULTRY IN A RESIDENTIAL AREA BY ADDING CHAPTER 8 SUBCHAPTER 5 TO COLMA MUNICIPAL CODE by the following vote:

| Name | Voting | | Present, Not Voting | | Absent |
|----------------------|--------|----|---------------------|-------------------|--------|
| | Aye | No | Abstain | Not Participating | |
| Ronald J. Maldonado | ✓ | | | | |
| Philip J. Lum, Jr. | | | | | ✓ |
| Helen Fisicaro | ✓ | | | | |
| Joseph Silva | ✓ | | | | |
| Frossanna Vallergera | ✓ | | | | |
| Voting Tally | 4 | 0 | | | |

Action: On motion to approve by Helen Fisicaro, seconded by Joseph Silva, and carried, the approved reading Ordinance 622 by title only by the following vote:

| Name | Voting | | Present, Not Voting | | Absent |
|----------------------|--------|----|---------------------|-------------------|--------|
| | Aye | No | Abstain | Not Participating | |
| Ronald J. Maldonado | ✓ | | | | |
| Philip J. Lum, Jr. | | | | | ✓ |
| Helen Fisicaro | ✓ | | | | |
| Joseph Silva | ✓ | | | | |
| Frossanna Vallergera | ✓ | | | | |
| Voting Tally | 4 | 0 | | | |

The title was read by Helen Fisicaro.

Action: On motion to approve by Helen Fisicaro, seconded by Joseph Silva, and carried, the Council Introduced Ordinance 622 ORDINANCE REGULATING THE KEEPING OF POULTRY IN A RESIDENTIAL AREA BY ADDING CHAPTER 8 SUBCHAPTER 5 TO COLMA MUNICIPAL CODE by the following vote: vote:

| Name | Voting | | Present, Not Voting | | Absent |
|---------------------|--------|----|---------------------|-------------------|--------|
| | Aye | No | Abstain | Not Participating | |
| Ronald J. Maldonado | ✓ | | | | |
| Philip J. Lum, Jr. | | | | | ✓ |
| Helen Fisicaro | ✓ | | | | |
| Joseph Silva | ✓ | | | | |
| Frossanna Vallerga | ✓ | | | | |
| Voting Tally | 4 | 0 | | | |

OLD BUSINESS

16. Alternative Locations and Design Concepts for Community Gateways and Signage

Report: Planning Director Malcolm Carpenter gave the report and recommended that the Council review the design concepts provided therein and provide guidance that will assist staff in preparing an overall master program for gateway structures and signs throughout the Town.

Open to public comment.

Dave Hatfield, 475 D Street spoke in support of the project.

Rae Gonzalez, 551 D Street, asked questions regarding the project.

Closed to public.

Council directed staff to provide a mockup of the Hillside Historical Park & Community Center signage for Council Consideration.

Action: No action taken. Study Item only.

17. Resolution Amending Guidelines for Recreation and Leisure Services Programs, Events and Activities (2)

Report: Recreation Services Manager Brian Dossey gave the report and recommended that the Council approve a resolution adopting the Recreation Facilities Master Fee Schedule.

Open to public

No comments.

Closed

Council directed staff to bring back an amended resolution on the November agenda, to include Colma Non Profits and fund raisers.

Action: On motion to approve by Frossanna Vallerga, seconded by Helen Fisicaro, and carried, the Council approved Resolution 2004-78 RESOLUTION AMENDING GUIDELINES FOR RECREATION AND LEISURE SERVICES PROGRAMS, EVENTS AND ACTIVITIES by the following vote: vote:

| Name | Voting | | Present, Not Voting | | Absent |
|---------------------|--------|----|---------------------|-------------------|--------|
| | Aye | No | Abstain | Not Participating | |
| Ronald J. Maldonado | ✓ | | | | |
| Philip J. Lum, Jr. | | | | | ✓ |
| Helen Fisicaro | ✓ | | | | |
| Joseph Silva | ✓ | | | | |
| Frossanna Vallerga | ✓ | | | | |
| Voting Tally | 4 | 0 | | | |

17A. Moved from Consent Calendar (Item 6)

Report: City Attorney Roger Peters gave the report and recommended that the Council authorize a letter In Support of Proposition 1A.

Open to Public comments.

No comment.

Closed to public.

Action: On motion to approve by Helen Fisicaro, seconded by Frossanna Vallerga, and carried, the Council directed staff to WRITE A LETTER IN SUPPORT OF PROPOSITION 1A 'PROTECTION OF LOCAL GOVERNMENT REVENUES' by the following vote:

| Name | Voting | | Present, Not Voting | | Absent |
|---------------------|--------|----|---------------------|-------------------|--------|
| | Aye | No | Abstain | Not Participating | |
| Ronald J. Maldonado | ✓ | | | | |
| Philip J. Lum, Jr. | | | | | ✓ |
| Helen Fisicaro | ✓ | | | | |
| Joseph Silva | ✓ | | | | |
| Frossanna Vallerga | ✓ | | | | |
| Voting Tally | 4 | 0 | | | |

COUNCIL CALENDARING

6:00 pm Monday November 8 ~ Special Meeting

City Manager Recruitment Progress Report (tentative).

11:00 am – 1:00 pm Sunday November 21 ~ Grand Opening & Ribbon Cutting

Hillside Historical Park & Community Center.

2nd or 3rd week in December – Drunk Driving Check Point (week night).

Location to be determined.

REPORTS:

No reports.

ADJOURNMENT

The Regular Meeting was adjourned to Closed Session at 8:55 pm, in memory of:

- ❖ Jose "Danny" Cachuela
- ❖ Nicetas Panoringan
- ❖ Stacey Doukas
- ❖ Maria Medal
- ❖ Jack Lagomarsino
- ❖ Mary Mussen
- ❖ Alfonsina Ortega
- ❖ Blanche Lagomarsino

CLOSED SESSION:

18. In Closed Session under Government Code § 54957, CONFERENCE WITH
LABOR NEGOTIATOR

Agency Negotiator: Austris Rungis, IEDA
Employee Organization: Colma Police Communications/Records
Association (CPCRA)

19. In Closed Session under Government Code § 54957, CONFERENCE WITH
LABOR NEGOTIATOR

Agency Negotiator: Austris Rungis, IEDA
Employee Organization: Colma Unrepresented Employees – All

20. In Closed Session Under Government Code § 54956.6(b), CONFERENCE WITH
LEGAL COUNSEL - ANTICIPATED LITIGATION
Number of cases; One

No action reported.

ADJOURNMENT

Closed Session was adjourned at 11:20 p.m.

Respectfully Submitted,

Anita Landis Thorsnes

Anita Landis Thorsnes
Deputy City Clerk

Approved by Council November 10, 2004